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RemarksA. Period For Reply

A shortened statutory period was set to expire three months from the Office Action of July 28, 2005. July 28, 2005 plus three months is Friday, October 28, 2005. This Amendment and Remarks is being filed on or before Friday, October 28, 2005.

B. Status

The Office Action was made final.

C. Disposition Of Claims

Claims 3-4 are pending.

D. Application Papers

At the appropriate time, approval would be appreciated of the sheet of formal drawing filed with the filing of this case on July 31, 2003.

E. Priority under 35 U.S.C. §§ 119 and 120

Acknowledgment of the claim for foreign priority and of the receipt of the priority document was made in the Office Action dated July 28, 2005. This is appreciated.

As to domestic priority, this case is a continuation-in-part of U.S. Patent Application 10/615,435 filed on July 8, 2003 and claims the benefit thereof. Acknowledgment of such a claim would be appreciated.

F. Attachments

Applicant filed four PTO-1449 forms in this application on the respective dates of:

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- 1) July 31, 2003;
- 2) November 21, 2003 (having a mailing date of November 18, 2003);
- 3) October 13, 2004; and
- 4) November 10, 2004.

All of the listings of references on such forms have been initialed. All of the forms have been signed and returned. This is very much appreciated.

G. Basis for amendments

No amendments have been made. No new claims have been presented.

H. The Office Action

H.1. Section 1 of the Office Action

Section 1 of the Office Action summarized the present state of prosecution.

H.2. Section 2 of the Office Action

Section 2 of the Office Action withdrew previous rejections made for claims 1-3. This is appreciated.

H.3. Section 3 of the Office Action

Section 3 of the Office Action objected to claims 5 and 6 as being substantial duplicates to claims 3 and 4. Claims 5 and 6 have been canceled herein.

H.4. Section 4 of the Office Action

Section 4 of the Office Action set forth 35 USC § 102(b).

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H.5. Section 5 of the Office Action

In section 5 of the Office Action, claims 1-2 were rejected under 35 U.S.C. 102(b) as being anticipated by Kawajiri et al. (US Pat. 4,873,217). This rejection is respectfully traversed. However, to expedite prosecution of this application, claims 1 and 2 have been canceled.

H.6. Section 6 of the Office Action

In section 6 of the Office Action, it was stated that applicants' amendment and response was fully considered. This is appreciated.

I. Summary

Claims 1-2 have been canceled.

Claims 3-4 have been kindly allowed.


Claims 5-6 have been canceled.

(Since applicant's Amendment and Remarks of September 22, 2005 was not entered, this case does not include claims 7-8 added via the Amendment and Remarks of September 22, 2005. Thus, since claims 7-8 are not officially in the case, applicant cannot cancel such claims. However, if such claims need to be canceled, applicant hereby provides authority to the Examiner to cancel claims 7-8.)

The Examiner is respectfully invited to make contact with the undersigned by telephone if such would advance prosecution of this case.

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